

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

MARK McCORKINDALE, M.D., RESPONDENT

FILE No. 02-03-069

TERMINATION ORDER

NOW ON April 7, 2005 BE IT REMEMBERED:

1. On December 17, 2002, Respondent's Nebraska medical license was placed on probation for a period of two (2) years. All vaginal deliveries performed by Respondent during the period of probation had to be reviewed by two Board-approved physicians. Respondent was also ordered to obtain continuing medical education.

2. On January 7, 2004, Respondent entered into a combined Statement of Charges and Settlement Agreement with the Iowa Board. Under the terms of the Settlement Agreement, certain conditions were placed on Respondent's Iowa medical license.

3. On December 17, 2004, the probation placed on Respondent's Nebraska medical license was terminated.

4. Recently, Respondent filed an application with the Iowa Board seeking termination the conditions placed on his Iowa medical license, and:

5. On April 7, 2005, the Board voted to terminate the terms and conditions placed upon Respondent's Iowa medical license.

THEREFORE, IT IS HEREBY ORDERED:

That the terms and conditions placed upon Respondent's Iowa medical are terminated, and Respondent's Iowa medical license is returned to its full privileges free and clear of all restrictions.

IOWA BOARD OF MEDICAL EXAMINERS



Bruce L. Hughes, M.D., Chairperson
400 SW 8th, Suite C
Des Moines, Iowa 50309-4686

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

MARK McCORKINDALE, M.D., RESPONDENT

No. 02-03-069

STATEMENT OF CHARGES,

**SETTLEMENT AGREEMENT and FINAL ORDER
(combined)**

COMES NOW the Iowa Board of Medical Examiners (the Board), and
Mark McCorkindale, M.D., (Respondent), on January 7⁴, 2003, and
pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), file this combined Statement of
Charges, Settlement Agreement and Final Order.

STATEMENT OF CHARGES

1. Respondent was issued license number 29362 to practice medicine and surgery in Iowa on June 3, 1993.
2. Respondent's Iowa medical license expired due to non-renewal on November 1, 1999. Respondent is seeking re-activation of his Iowa medical license.
3. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 148 and 272C.

COUNT I

4. Respondent is charged under Iowa Code section 148.6(2)(d) (2003) with being disciplined by the medical licensing authority of another state.

CIRCUMSTANCES

5. On July 18, 2002, the State of Nebraska Department of Health and Human Services Regulation and Licensure filed a Petition for Disciplinary Action against Respondent's Nebraska medical license alleging Respondent provided inappropriate obstetrical care to a single patient. Nebraska alleged that Respondent failed to appropriately assess and determine the fetal position of an unborn child resulting in unnecessary complications during labor.

6. On December 17, 2002, the Nebraska Board and Respondent entered an Agreed Settlement to resolve the pending disciplinary charges. Respondent's Nebraska medical license was placed on probation for a period of two (2) years. All vaginal deliveries performed by Respondent during the period of probation must be reviewed by two Board-approved physicians. Respondent was also ordered to obtain continuing medical education.

SETTLEMENT AGREEMENT

7. Respondent admits the allegations contained in the Statement of Charges.

8. **CITATION AND WARNING:** Respondent is hereby **CITED** for being disciplined by the licensing authority of the State of Nebraska. Respondent is hereby **WARNED** that evidence of such discipline in the future may result in further formal disciplinary action, including suspension or revocation of your Iowa medical license.

9. **COMPLIANCE WITH NEBRASKA ORDER:** Respondent shall fully comply with the terms and conditions established in the December 17, 2002, Agreed Settlement entered into with Nebraska Department of Health and Human Services.

10. **NOTICE TO HOSPITALS AND CLINICS:** Respondent shall provide the Board with the name, address and telephone number of the administrative director at all current and future hospitals, clinics and other healthcare facilities where Respondent is employed or practices medicine under his Iowa medical license. The Board will provide the employer and/or administrative director and the director of nursing with a copy of all Board Orders relating to this matter. Respondent shall provide the Board written notice at least thirty (30) days prior to engaging in the practice of medicine in a new practice setting under his Iowa medical license.

11. In the event Respondent violates or fails to comply with any of the terms of this combined Statement of Charges, Settlement Agreement and Final Order, the Board may initiate action to suspend or revoke Respondent's Iowa medical license or to impose other license discipline as authorized in Iowa Code Chapters 148 and 272 and 653 IAC 12.2.

12. Respondent shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

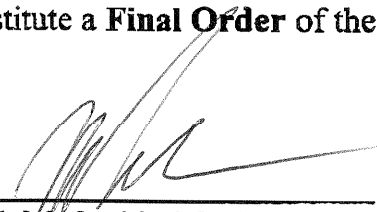
13. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.

14. By entering into this combined Statement of Charges, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Charges, and waives any objections to the terms of this Settlement Agreement.

15. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.

16. This combined Statement of Charges, Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this Settlement Agreement and Final Order, it shall be of no force or effect to either party.

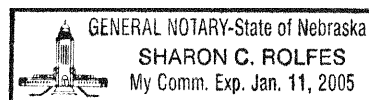
17. The Board's approval of this Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

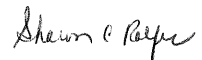


Mark McCorkindale, M.D., Respondent

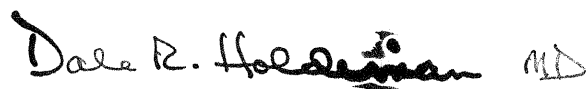
Subscribed and sworn to before me on 22 of December, 2003.

Notary Public, State of Nebraska





This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on January 7, 2003.



Dale R. Holdiman, M.D.

Dale R. Holdiman, M.D., Chairperson
Iowa Board of Medical Examiners
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686